

E-002/CG-88-491GRANTING PETITIONS FOR RECONSIDERATION

BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION

Barbara Beerhalter	Chair
Cynthia A. Kitlinski	Commissioner
Norma McKanna	Commissioner
Robert J. O'Keefe	Commissioner
Darrel L. Peterson	Commissioner

In the Matter of the Petition of Rosemount Cogeneration Joint Venture, Biosyn Chemical Corporation, and Oxbow Power Corporation for an Order Resolving a Dispute with Northern States Power Company

ISSUE DATE: June 27, 1989

DOCKET NO. E-002/CG-88-491

ORDER GRANTING PETITIONS FOR RECONSIDERATION

PROCEDURAL HISTORY

On May 11, 1989, the Minnesota Public Utilities Commission (the Commission) issued its ORDER GRANTING PETITION, CONSTRUING CONTRACT, AND REQUIRING PAYMENT OF COSTS AND ATTORNEYS' FEES in this matter. That Order was not properly served on all parties. On May 19, 1989, the Commission properly served the Order.

Parties were given until June 8, 1989 to file petitions for reconsideration. Timely petitions for reconsideration of that Order were filed on June 8, 1989 by Northern States Power Company (NSP) and Rosemount Cogeneration Joint Venture, Biosyn Chemical Corporation, and Oxbow Power Corporation (Joint Venture). The Joint Venture filed a Conditional Petition, stating that the petition should be considered withdrawn if no other party in this proceeding filed a petition seeking reconsideration, rehearing, or any other action by the Commission regarding its Order.

FINDINGS AND CONCLUSIONS

Under Minn. Stat. § 216B.27, subd. 4 (1988), any application for rehearing not granted within 20 days from the date of its filing is deemed denied. The Commission believes that NSP's and the Joint Venture's petitions for reconsideration deserve careful review. In order to allow sufficient time for the Commission to fully review and address the parties' arguments raised in their petitions, the Commission will grant all timely filed petitions for reconsideration for purposes of examining the claims raised in the petitions. The Commission will schedule deliberations on the merits of the petitions on Wednesday, July 19, 1989 at 9:30 a.m. in the Commission's Small Hearing Room, 780

American Center Building, 150 East Kellogg Boulevard, St. Paul, Minnesota.

ORDER

1. The petitions for reconsideration filed by NSP and the Joint Venture are hereby granted as to the issues raised in the petitions. The Commission will deliberate the merits of the issues raised in the petitions on Wednesday, July 19, 1989 at 9:30 a.m. in the Commission's Small Hearing Room, 780 American Center Building, 150 East Kellogg Boulevard, St. Paul, Minnesota. Each party may have 15 minutes for an oral presentation.
2. This Order shall become effective immediately.

BY ORDER OF THE COMMISSION

Mary Ellen Hennen  
Executive Secretary

(S E A L)